

The opinion in support of the decision being entered today was not written for publication in a law journal and is not binding precedent of the Board.

Paper No. 27

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

Ex parte ANDREW J. SANDERSON  
WAYNE EDWARDS  
LOUIS F. CANNIZZO  
ROBERT B. WARDLE

MAILED

AUG 29 2003

U.S. PATENT AND TRADEMARK OFFICE  
BOARD OF PATENT APPEALS  
AND INTERFERENCES

Application No. 09/436,360

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was received at the Board of Patent Appeals and Interferences on August 1, 2003. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below.

A paper entitled "POWER OF ATTORNEY (37 C.F.R. 1.34(a)), REVOCATION OF PRIOR POWER OF ATTORNEY (37 C.F.R. 1.36) and

Application No. 09/436,360

REQUEST TO CHANGE CORRESPONDENCE ADDRESS (37 C.F.R. 1.33(d)) with STATEMENT PURSUANT TO 37 C.F.R. 3.73," hereinafter "Request" was filed April 8, 2003. There is no indicator on the record, that the above noted "Request" was considered and entered on the contents page of the administrative file. A written communication acknowledging consideration and disposition of the "Request" is required.

Accordingly, it is

**ORDERED** that the application is returned to the examiner for appropriate consideration of the "Request" dated April 8, 2003, written response to appellants, and for any further action as may be appropriate.

It is important that the Board of Patent Appeals and Interferences be informed promptly of any action affecting the appeal (i.e., abandonment, issue, reopening prosecution).

BOARD OF PATENT APPEALS  
AND INTERFERENCES

Dale M. Shaw  
Program and Resource Administrator  
(703) 308-9797

DMS/dpv  
RA03-0515

Application No. 09/436,360

Sullivan Law Group  
1850 North Central Ave.  
Suite 1140  
Phoenix, AZ 85004